

**GOVERNMENT OF INDIA
HEALTH AND FAMILY WELFARE
LOK SABHA**

UNSTARRED QUESTION NO:6250

ANSWERED ON:08.05.2002

NON IMPLEMENTATION OF MENTAL HEALTH ACT

ANANTRAO GUDHE;ASHOK NAMDEORAO MOHOL;Y.S. VIVEKANANDA REDDY

Will the Minister of HEALTH AND FAMILY WELFARE be pleased to state:

- (a) whether Supreme Court has made certain directions to the Union Government as well as to State Governments in the month of October, 2001 in regard to implementation of Mental Health Act and several other Acts relating to mentally ill patients;
- (b) if so, the details thereof;
- (c) whether none of the State Governments have complied with the said directions;
- (d) if so, the reasons therefor;
- (e) whether the apex court had then directed to comply with its orders by 29th January, 2002 and all the concerned principal health secretaries were also asked to appear before the court personally on that date;
- (f) if so, whether the Union/State Governments have complied with the orders of the Supreme Court in the matter; and
- (g) if not, the steps taken/being taken by the Union Government to ensure the implementation of said directions by all the States?

Answer

THE MINISTER OF STATE IN THE MINISTRY OF HEALTH AND FAMILY WELFARE (SHRI A. RAJA)

(a)to(g): In its order dated 15.10.2001, the Hon`ble Supreme Court of India directed the State Governments and the Central Mental Health Authority, constituted under section 3 of the Mental Health Act, 1987 to conduct a survey on an All India basis with a view to identify registered and unregistered asylums as also about the state of facilities available in such asylums for treating mentally challenged and submit a compliance report within three months. The Central Government completed the survey and filed its affidavit. However, some of the State Governments sought extension of time for compliance with the directions of the Hon`ble Court when the matter came up for hearing on 21.1.2002 and 29.1.2002, and have subsequently done so.